

Electronically Recorded

Tarrant County, Texas

CITY SECRETARY

CONTRACT NO.

Official Public Records

8/18/2010 4:02 PM

D210201253

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AMENDMENT OF OIL AND GAS LEASE

STATE OF TEXAS

COUNTY OF TARRANT

WHEREAS, on the 2nd day of March, 2010, CITY OF FORT WORTH, a home rule municipal corporation of the State of Texas, as Lessor (whether one or more), did execute and deliver unto XTO Energy Inc., as Lessee, an Oil and Gas Lease covering 7.656 acres of land, more or less, situated in the John F. Heath Survey, Abstract No. 641, the J. Wilcox Survey, A-1742, the R. Burnett Survey, A-1922, and the J.B. McDermott Survey, A-1063, Tarrant County, Texas, Memorandum of said Lease being recorded at Instrument Number D210054234, Official Public Records, Tarrant County, Texas, reference to which is hereby made for all purposes; and

WHEREAS, it is the desire of Lessor and said Lessees to amend the legal description of TRACT 1 of the Leased Premises;

NOW, THEREFORE, for good and valuable consideration in hand paid, the receipt and sufficiency of which is hereby acknowledged, the undersigned Lessor does hereby agree and declare that said Oil and Gas Lease shall be, and the same is hereby reformed and amended by deleting the following legal description of TRACT 1 of the Leased Premises as described therein:

"THENCE South 89°46'20" East, along the north line of said McDermott Survey, and a southerly line of said Heath Survey, for the south line of said Hook tract, 336.11 feet to a point for the southeast corner of said Hook tract, and being the southwest corner of the J. Wilcox Survey, A-1742, and a tract described in the deed to Crawford O. Edwards, recorded in Volume 1129, Page 260, of said Deed Records; "

And the Lessor and said Lessee desire to replace the above legal description of TRACT 1 of the Leased Premises with the following legal description:

"THENCE South 89°46'20" East, along the north line of said McDermott Survey, and a southerly line of said Heath Survey, for the south line of said Hook tract, 336.11 feet to a point for the southeast corner of said Hook tract, and being the southwest corner of the J. Wilcox Survey, A-1742, and a tract described in the deed to Crawford O. Edwards, recorded in Volume 1129, Page 620, of said Deed Records; "

For the same consideration recited above, Lessor does hereby consent to, ratify, adopt, and confirm all of the terms and provisions of the Lease, as amended herein, and does hereby grant, lease, demise, and let to Lessee, its successors and assigns, the lands covered by the Lease, as amended, upon and subject to all of the terms and provisions set out in the Lease, as amended hereby. The undersigned hereby further declares that the Lease, as amended, in all its terms and provisions, is and remains a valid and subsisting Oil and Gas Lease, and declares that the Lease is binding upon the Lessor and Lessor's successors and assigns.

IN WITNESS WHEREOF, this instrument is executed and effective as of the date of the notarial acknowledgment of the Lessor's execution.

LESSOR:

08-12-10 P01:00 IN

LESSOR:

CITY OF FORT WORTH

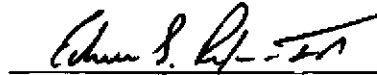


By: Fernando Costa

Title: Assistant City Manager

LESSEE:

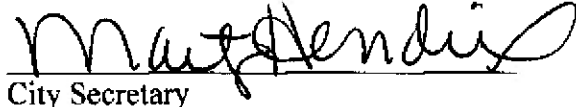
XTO ENERGY INC.



By: Edwin S. Ryan, Jr.

Its: Sr. Vice President - Land Administration

ATTEST:



City Secretary



APPROVED AS TO FORM AND LEGALITY:

By: 

Assistant City Attorney

Date: 8/10/10

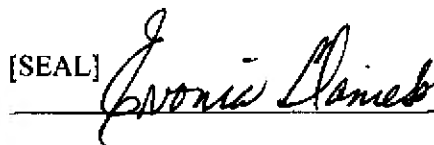
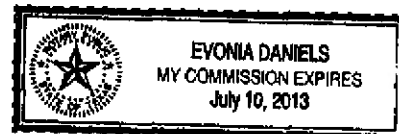
ACKNOWLEDGEMENTS

THE STATE OF TEXAS §

COUNTY OF TARRANT §

BEFORE ME, the undersigned, a Notary Public, on this day personally appeared Fernando Costa, Assistant City Manager of the City of Fort Worth, a home-rule municipal corporation of the State of Texas, known to me to be the person whose name is subscribed to the foregoing instrument and, that he has executed the same for the purposes and consideration therein expressed.

GIVEN UNDER MY HAND AND SEAL OF OFFICE this 10th day of August, 2010.

[SEAL] Notary Public in and for the
State of Texas

My Commission Expires:

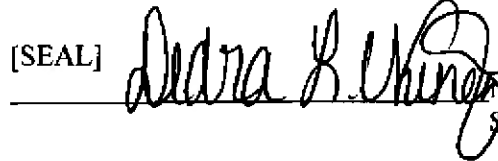
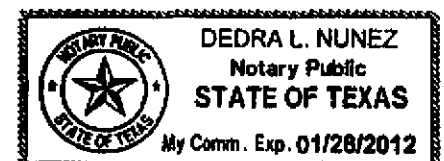
Print Name of Notary Public Here

THE STATE OF TEXAS §

COUNTY OF TARRANT §

BEFORE ME, the undersigned, a Notary Public, on this day personally appeared Edwin S. Ryan, Jr. Sr. VP - Land Administration, on behalf of XTO Energy, Inc., known to me to be the person whose name is subscribed to the foregoing instrument and, that he has executed the same for the purposes and consideration therein expressed.

GIVEN UNDER MY HAND AND SEAL OF OFFICE this 18th day of August, 2010.

[SEAL] Notary Public in and for the
State of Texas

My Commission Expires:

Jan. 28, 2012 Print Name of Notary Public Here